

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

CHARLES MORRIS,

Plaintiff,

vs.

ROMEO ARANAS, et al.

Defendants.

Case No. 3:18-cv-00310-RCJ-CLB

**ORDER GRANTING MOTION FOR  
EXTENSION OF TIME TO FILE  
RESPONSE TO REQUEST FOR  
PRELIMINARY INJUNCTION  
(ECF No. 127)**

Defendants Romeo Aranas, Isidro Baca, Shelly Conlin, Richard Long, David Mar, Melissa Mitchell, and William Miller, by and through counsel, Aaron D. Ford, Attorney General of the State of Nevada, and Douglas R. Rands, Senior Deputy Attorney General, hereby request an extension of time to file the response to Plaintiff's Motion for Preliminary Injunction. This is the first request the Defendants have made. This Motion is made and based upon the attached Points and Authorities, the papers and pleadings on file, herein, and such other and further information as this Court may deem appropriate.

**MEMORANDUM OF POINTS AND AUTHORITIES**

**I. RELEVANT FACTS AND PROCEDURAL HISTORY AND ARGUMENT**

Plaintiff Charles Morris (Morris) is an inmate in the custody of the Nevada Department of Corrections (NDOC) and currently incarcerated at Northern Nevada Correctional Center (NNCC). Morris is proceeding on two claims: an Eighth Amendment deliberate indifference to serious medical

1 needs claim against Defendants Aranas, Long, Mitchell, and Mar, and an Eighth Amendment  
2 deliberate indifference to serious threats to inmate's safety claim against Defendants Baca, Miller, and  
3 Conlin. ECF No. 43.

4 This Court issued an order, (ECF No. 124) which ordered that the Joint Pretrial Order was  
5 accepted and that the trial in this matter would be set on September 11, 2023. The Court also issued  
6 an order appointing counsel for Mr. Morris. (ECF No. 126). Subsequent to that order, Mr. Morris  
7 filed this motion in pro se. It is believed that the motion itself is inappropriate as Mr. Morris is  
8 requesting this Court order medical procedures and the request goes to the heart of the claims.  
9 However, at this point, Counsel requests additional time to respond to the motion. Counsel recently  
10 completed the jury trial in *Ruiz v. NDOC*, 3:17-cv-00643-RCJ-CSD and 3:18-cv-00206-RCJ-CSD.  
11 Due to time for trial and preparation, Counsel has not been able to gather the medical records and  
12 responses necessary to respond appropriately to this motion. Counsel also went immediately from  
13 trial into pretrial conferences in Lovelock and had a remote hearing with this Court on the *Ruiz* matter,  
14 from Lovelock. Therefore, Counsel requests an additional 10 days to respond to the motion.

15 Federal Rule of Civil Procedure 6(b)(1) governs extensions of time and provides as follows:

16 When an act may or must be done within a specified time, the court may,  
17 for good cause, extend the time: (A) with or without motion or notice if  
18 the court acts, or if a request is made, before the original time or its  
19 extension expires; or (B) on motion made after the time has expired if the  
20 party failed to act because of excusable neglect.

21 Defendants' request is timely and will not hinder or prejudice Plaintiff's case, as the trial date  
22 is not imminent. The requested extension of time should permit the Defendants to file a proper and  
23 complete response to the motion. Therefore, the Defendants request additional time to prepare and file  
24 the response.

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1 **II. CONCLUSION**

2 Defendants assert that the requisite good cause and extenuating circumstance is present to  
3 warrant the requested extension of time. Therefore, the Defendants requests an extension, until **May**  
4 **12, 2023**, to file the response to Plaintiff's Motion for Preliminary Injunction.

5 DATED this 2nd day of May, 2023.

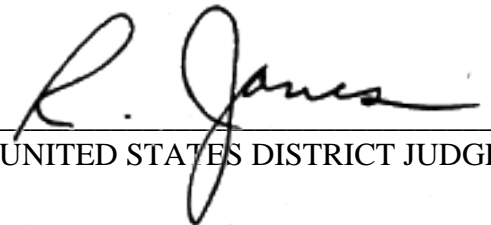
6 AARON D. FORD  
7 Attorney General

8 By: /s/ Douglas R. Rands  
9 DOUGLAS R. RANDS, Bar No. 3572  
Senior Deputy Attorney General

10 *Attorneys for Defendants*

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14 **IT IS SO ORDERED.**

15 **DATED: May 8, 2023**

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18 UNITED STATES DISTRICT JUDGE  
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